

MESSAGE NO: 9201202 MESSAGE DATE: 07/20/2009

MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐  
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-489-501

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/01/2008 TO 04/30/2009

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: AUTOMATIC LIQUIDATION INSTRUCTIONS FOR WELDED CARBON STEEL PIPE  
AND TUBE FROM TURKEY (A-589-501)

MESSAGE NO: 9201202

DATE: 07 20 2009

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: A - 489 - 501

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PERIOD COVERED: 05 01 2008 TO 04 30 2009

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: AUTOMATIC LIQUIDATION INSTRUCTIONS FOR WELDED CARBON  
STEEL PIPE AND TUBE FROM TURKEY (A-589-501)

1. COMMERCE DOES NOT AUTOMATICALLY CONDUCT ADMINISTRATIVE  
REVIEWS OF ANTIDUMPING FINDINGS/DUTY ORDERS. INSTEAD, REVIEWS  
MUST BE REQUESTED PURSUANT TO SECTION 751(a)(1) OF THE TARRIFF  
ACT OF 1930, AS AMENDED, AND IN ACCORDANCE WITH SECTION 351.213  
OF COMMERCE'S REGULATIONS.

2. COMMERCE HAS NOT RECEIVED A REQUEST FOR AN ADMINISTRATIVE  
REVIEW OF THE ANTIDUMPING DUTY FINDING/ORDER FOR THE PERIODS  
AND ON THE MERCHANDISE LISTED BELOW, EXCEPT FOR THE FIRMS

NOTED. THEREFORE, IN ACCORDANCE WITH SECTION 351.212(c) OF COMMERCE'S REGULATIONS, YOU ARE TO ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION AT THE CASH DEPOSIT OR BONDING RATE IN EFFECT ON THE DATE OF ENTRY.

PRODUCT:WELDED CARBON STEEL PIPE AND TUBE

COUNTRY: TURKEY

CASE NUMBER:(A-489-501)

PERIOD:05/01/2008-04/30/2009

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT:

COMPANY:BORUSAN BIRLESİK BORU FABRIKALARA A.S.

CASE NUMBER:(A-489-501-001)

COMPANY:ERCIYAS BORU SANAYİİ VE TİCARET A.S.

CASE NUMBER:(A-489-501-005)

COMPANY:THE BORUSAN GROUP

CASE NUMBER:(A-489-501-010)

COMPANY:TOSCELİK PROFİL VE SAC ENDÜSTRİSİ A.S.

EXPORTER:TOSYALI DİS TİCARET A.S.

CASE NUMBER:(A-489-501-011)

COMPANY:BORUSAN MANNESMANN BORU SANAYİİ VE TİCARET A.S.

CASE NUMBER:(A-489-501-013)

COMPANY:BORUSAN İSTİKBAL TİCARET T.A.S.

CASE NUMBER:(A-489-501-015)

COMPANY: BORUSAN HOLDING A.S.

CASE NUMBER:(ENTRIES FOR THIS COMPANY MAY HAVE ENTERED UNDER A-489-501-000 OR A-489-501-001. SEE A-489-501-001 AT SPECIAL INSTRUCTIONS OF ACS.)

COMPANY: BORUSAN GEMLIK BORU TESISLERI A.S.

CASE NUMBER:(ENTRIES FOR THIS COMPANY MAY HAVE ENTERED UNDER A-489-501-000)

COMPANY: BORUSAN IHRACAT ITHALAT VE DAGITIM A.S.

CASE NUMBER:(ENTRIES FOR THIS COMPANY MAY HAVE ENTERED UNDER A-489-501-000 OR A-489-501-001. SEE A-489-501-001 AT SPECIAL INSTRUCTIONS OF ACS.)

COMPANY: BORUSAN ITHICAT VE DAGITIM A.S.

CASE NUMBER:(ENTRIES FOR THIS COMPANY MAY HAVE ENTERED UNDER A-489-501-000)

COMPANY: TUBECO PIPE AND STEEL CORPORATION

CASE NUMBER:(ENTRIES FOR THIS COMPANY MAY HAVE ENTERED UNDER A-489-501-000)

COMPANY: TOSCELIK METAL TICARET A.S.

CASE NUMBER:(ENTRIES FOR THIS COMPANY MAY HAVE ENTERED UNDER A-489-501-000)

COMPANY: TOSYALI DIS TICARET A.S.

CASE NUMBER:(ENTRIES FOR THIS COMPANY MAY HAVE ENTERED UNDER A-489-501-000)

COMPANY: YUCEL GROUP

CASE NUMBER:(ENTRIES FOR THIS COMPANY MAY HAVE ENTERED UNDER A-489-501-000)

COMPANY: YUCEL BORU VE PROFIL ENDUSTRISI A.S.

CASE NUMBER:(ENTRIES FOR THIS COMPANY MAY HAVE ENTERED UNDER A-489-501-000)

COMPANY: CAYIROVA BORU SANAYI VE TICARET A.S.

CASE NUMBER:(ENTRIES FOR THIS COMPANY MAY HAVE ENTERED UNDER A-489-501-000 OR A-489-501-004. SEE A-489-501-004 AT SPECIAL INSTRUCTIONS OF ACS.)

COMPANY:YUCELBORU ITHALAT-ITHRACAT VE PAZARLAMA A.S.  
CASE NUMBER:(ENTRIES FOR THIS COMPANY MAY HAVE ENTERED UNDER  
A-489-501-000 OR A-489-501-004. SEE A-489-501-004 AT SPECIAL  
INSTRUCTIONS OF ACS.)

3. THERE ARE NO INJUNCTIONS APPLICABLE TO THE ENTRIES COVERED  
BY THIS INSTRUCTION.

4. ENTRIES OF MERCHANDISE OF EXCEPTED FIRMS SHOULD NOT BE  
LIQUIDATED UNTIL YOU RECEIVE SPECIFIC INSTRUCTIONS AFTER THE  
COMPLETION OF THE ANTIDUMPING REVIEW. CONTINUE TO SUSPEND  
LIQUIDATION OF ALL ENTRIES OF ALL MERCHANDISE EXPORTED AND  
PRODUCED BY THE LISTED FIRMS , AND ENTERED OR WITHDRAWN FROM  
WAREHOUSE, FOR CONSUMPTION DURING THIS PERIOD.

5. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF  
ENTRIES OF SUBJECT MERCHANDISE DURING THE PERIOD 05/01/2008  
THROUGH 04/30/2009 OCCURRED WITH THE PUBLICATION OF THE NOTICE  
OF INITIATION OF ADMINISTRATIVE REVIEW FOR THE 05/2008  
ANNIVERSARY MONTH (74 FR 30052, 06/24/2009). FOR ALL OTHER  
SHIPMENTS OF WELDED CARBON STEEL PIPE AND TUBE FROM TURKEY YOU  
SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH  
DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT  
THE CURRENT RATES.

6. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CBP ON SHIPMENTS OR  
ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF  
SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES  
THAT CBP PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON  
UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED  
ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE  
TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE  
THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER.  
INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF  
ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION.  
THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN  
EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954

FOR SUCH PERIOD.

7. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF COMMERCE'S REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR

TO LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE MANUFACTURER, PRODUCER, SELLER OR EXPORTER TO BE REIMBURSED ANTIDUMPING AND/OR COUNTERVAILING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING AND/OR INCREASE THE ANTIDUMPING DUTY BY THE AMOUNT OF THE COUNTERVAILING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING AND/OR COUNTERVAILING DUTIES DUE.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERSTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (203) 482-3577 RESPECTIVELY (GENERATED BY O3:GL).

9. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CHRISTINE M. FURGASON

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party